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**SEP 25 2006**  
**OFFICE OF PETITIONS**

In re Application of :  
Rhodes, et al. :  
Application No. 10/749,268 :  
Filed: December 31, 2003 :  
Attorney Docket No. H0005610- :  
1100.1221101 :  
For: SYSTEMS AND METHODS FOR  
POSITION DETECTION

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 9, 2006, to revive the above-identified application.

The petition is **dismissed**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." Petitioner is advised that this is not a final agency decision.

This application became abandoned for failure to timely pay the issue fee and publication fee and return a complete Part B- Fee Transmittal/ PTOL-85B or its equivalent within three (3) months of the mailing of the Notice of Allowance and Fee(s) Due, mailed July 21, 2005. Accordingly, this application became abandoned on October 22, 2005. A Notice of Abandonment was mailed on November 30, 2005.

A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) the required reply, unless previously filed.;
- (2) the petition fee as set forth in 37 CFR 1.17(m);
- (3) a statement that the **entire** delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. The Commissioner may

require additional information where there is a question whether the delay was unintentional; and

- (4) any terminal disclaimer (and fee set forth in 37 CFR 1.20(d)) required pursuant to 37 CFR 1.137(d).

The instant petition does not satisfy requirement (1) above.

Petitioner has not submitted a completed Part B- Fee(s) Transmittal/ PTOL-85B or its equivalent. This item is required.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Further correspondence with respect to this matter should be addressed as follows:

**By mail:** Mail Stop PETITION  
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Post Office Box 1450  
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**By hand:** U.S. Patent and Trademark Office  
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Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**By FAX:** (571) 273-8300 – ATTN: Office of Petitions

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.



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